

The following is an Adobe Acrobat reproduction of the official

**Notice of Intent to Delete  
Houston Lead**

from the

**Texas Superfund Registry**

as published in the

***Texas Register***

**(23 TexReg 10986-10987)**

on

**October 23, 1998**

**A portion of the records for this site, including documents  
pertinent to the TNRCC determination to delete, is  
available for viewing with the site repository records**

at

**Meyer Branch Library  
5005 W. Bellfort Avenue  
Houston, Texas**

**and/or**

**TNRCC Records Management Center  
Austin, Texas**

**Scroll Down to View**

Commission meeting. If a hearing is held, it will be a legal proceeding similar to civil trials in state district court.

Requests for a public hearing must be submitted in writing to the Chief Clerk's Office, MC 105, TNRCC, P.O. Box 13087, Austin, Texas, 78711-3087. Individual members of the public who wish to inquire about the information contained in this notice, or to inquire about other agency permit applications or permitting processes, should call the TNRCC Office of Public Assistance, Toll Free, at 1-800-687-4040.

TRD-9816089

LaDonna Castanuela

Acting Chief Clerk

Texas Natural Resource Conservation Commission

Filed: October 14, 1998

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### Proposal for Decision

The State Office Administrative Hearing has issued Proposal for Decision and Order to the Texas Natural Resource Conservation Commission on October 7, 1998 on Petitioner vs. Trevor Boyce Associates, Inc. Respondent; SOAH Docket No. 582-97-1708; TNRCC Docket No. 97-0058-AIR-E. This posting is Notice of Opportunity to comment on Proposal for Decision and Order. Comment period will end 30 days from date of publication.

TRD-9816087

Douglas A. Kitts

Agenda Coordinator

Texas Natural Resource Conservation Commission

Filed: October 14, 1998

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### Public Meeting Notice

The next meeting of the Waste Reduction Advisory Committee is scheduled for 9:00 a.m. on Wednesday, October 28, 1998, at the Texas Natural Resource Conservation Commission (TNRCC) headquarters, located at 12100 Park 35 Circle, Building F, Room 5108. A public comment period will be available. Items to be discussed include: approval of the July meeting minutes, results from Pollution Prevention Week, the Office of Pollution Prevention and Recycling's Workplan, TNRCC compliance assistance activities, legislative update, environmental education report, the Consolidated Uniform Report for the Environment, and TNRCC program updates. For additional information, contact Mr. Ken Zarker of the Office of Pollution Prevention and Recycling at (512) 239-3145 or email [kzarker@tnrcc.state.tx.us](mailto:kzarker@tnrcc.state.tx.us) for a copy of the draft agenda.

TRD-9816080

Margaret Hoffman

Director, Environmental Law Division

Texas Natural Resource Conservation Commission

Filed: October 14, 1998

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### Public Notice

The executive director of the Texas Natural Resource Conservation Commission (TNRCC) by this notice is issuing a public notice of intent to delete a facility from the state registry (state Superfund list) of sites which may constitute an imminent and substantial endangerment to public health and safety or the environment due

to a release or threatened release of hazardous substances into the environment.

The site proposed for deletion is the Houston Lead state Superfund site that was originally placed on the state Superfund list in November, 1987. The site is located in southeast Houston at 300 Holmes Road, in a non-residential section of the city.

In 1988, the U.S. Environmental protection Agency conducted an investigation of surface and subsurface soils to a depth of 10 feet below ground surface. Again, in 1994, EPA evaluated the site, sampled surface water, groundwater and ambient air, and evaluated migration pathways and potential environmental receptors.

In March 1994, following the repeat evaluation, EPA re-designated the site as NFRAP (No Further Remedial Action Planned) as far as federal Superfund action was concerned.

While the site remained on the state Superfund registry, it was accepted into the state voluntary cleanup program on May 23, 1996 under §333.5 of the Texas Administrative Code following repayment to the TNRCC of all Superfund administrative costs.

From May 1996 to April 1998, Houston Lead performed the equivalents of a remedial investigation, baseline risk assessment and feasibility study. The remedial investigation indicated that metals contamination (lead, cadmium, and arsenic) existed at the site at levels which might threaten human health and the environment.

The baseline risk assessment concluded that further action was needed to eliminate an imminent and substantial endangerment to human health and the environment.

The feasibility study for the Houston Lead site was completed utilizing the TNRCC's Presumptive Remedies Guidance Document for Soils at State Superfund Sites (RG-277, April 1997). The results of the feasibility study indicated that containment of the impacted soils with groundwater monitoring as the preferred remedy for this site.

A public meeting was held on August 18, 1998 to receive comments on the proposed remedy. No comments were received that would change the proposed remedy.

The executive director has determined that this site has been accepted under the voluntary cleanup program and is therefore eligible for deletion from the list of sites proposed for the state Superfund registry in accordance with 30 TAC §335.344(c)(5).

In accordance with 30 TAC §335.344(b), the TNRCC shall hold a public meeting to receive comment on this intended deletion. This meeting is not considered a contested case hearing within the meaning of Texas Government Code, Chapter 2001. This meeting shall be held upon initiation by the executive director or by requests filed with the executive director before 5:00 p.m., November 23, 1998.

At least 30 days prior to the date set for the meeting, notice shall be provided by first class mail to all Potentially Responsible Parties, and by publication in a newspaper of general circulation in the county where the facility is located. The person submitting the request shall bear the cost of the publication of the notice. The executive director does not intend to initiate a public meeting.

If a public meeting challenging this determination of eligibility for deletion by the executive director is not requested by a Potentially Responsible Party or any interested person(s) before the designated date, the Houston Lead state Superfund site will be deleted from the state Superfund registry.

All inquiries regarding the Houston Lead state Superfund site or requests for a public meeting should be directed to Dean Perkins, TNRCC, Remediation Division. MC-143, P.O. Box 13087, Austin, Texas, 78711-3087; telephone (800) 633-9363 (within Texas only) or (512) 239-2482. A portion of the record for this site, including documents pertinent to the executive director's determination, is available for review during regular business hours at the Meyer Branch Library, 5005 W. Bellfort, Houston, Texas, 77035, telephone (713) 723-1630. Copies of the complete public file may be obtained during regular business hours at the TNRCC, Central Records, Building D, North Entrance, Room 190, 12100 Park 35 Circle, Austin, Texas, 78753, telephone (800) 633-9363 or (512) 239-2920. Photocopying of file information is subject to payment of a fee.

TRD-9816081

Margaret Hoffman

Director, Environmental Law Division

Texas Natural Resource Conservation Commission

Filed: October 14, 1998



## Public Utility Commission of Texas

### Applications to Introduce New or Modified Rates or Terms Pursuant to P.U.C. Substantive Rule §23.25

Notice is given to the public of an application filed with the Public Utility Commission of Texas on October 7, 1998 to introduce new or modified rates or terms pursuant to P.U.C. Substantive Rule §23.25, *Procedures Applicable to Chapter 58-Electing Incumbent Local Exchange Companies (ILECs)*.

Tariff Title and Number: Notification of Southwestern Bell Telephone Company (SWBT) to Institute Promotional Rates for Remote Access to Call Forwarding Service pursuant to Substantive Rule §23.25. Tariff Control Number 19952.

The Application: SWBT has filed an application to institute promotional rates for business customers in Texas, who subscribe to Remote Access to Call Forwarding service between November 1, 1998 and December 31, 1998. During the promotional period, new business subscribers of Remote Access to Call Forwarding service will receive a waiver of the \$5.40 installation charge. Eligible customers are those who do not already subscribe to Remote Access to Call Forwarding service. There are no retention requirements associated with this offer. SWBT requests an effective date of November 1, 1998.

Persons who wish to intervene in this proceeding should contact the Public Utility Commission of Texas, by mail at P.O. Box 13326, Austin, Texas, 78711-3326, or call the commission's Office of Customer Protection at (512) 936-7120 by October 30, 1998. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission at (512) 936-7136.

TRD-9815901

Rhonda Dempsey

Rules Coordinator

Public Utility Commission of Texas

Filed: October 9, 1998



Notice is given to the public of an application filed with the Public Utility Commission of Texas on October 7, 1998 to introduce new or modified rates or terms pursuant to P.U.C. Substantive Rule

§23.25, *Procedures Applicable to Chapter 58-Electing Incumbent Local Exchange Companies (ILECs)*.

Tariff Title and Number: Notification of Southwestern Bell Telephone Company (SWBT) to Implement a Non-rate Affecting Change to the Current Terms Concerning the Number of Digital Transmission Loop Arrangements Pursuant to Substantive Rule §23.25. Tariff Control Number 19954.

The Application: SWBT has filed an application to implement a non-rate affecting change to the current terms concerning the number of Digital Transmission Loop Arrangements (DTLA) that customers must order to qualify for Customer Specific Pricing (CSP). The current number of DTLAs that customers must order to qualify for CSP is 15. SWBT proposes under this application to lower the requirement to 5 DTLAs. This change is being made to provide more customers with the opportunity to receive the benefits of CSP treatment. SWBT requests an effective date of November 2, 1998.

Persons who wish to intervene in this proceeding should contact the Public Utility Commission of Texas, by mail at P.O. Box 13326, Austin, Texas, 78711-3326, or call the commission's Office of Customer Protection at (512) 936-7120 by October 30, 1998. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission at (512) 936-7136.

TRD-9815902

Rhonda Dempsey

Rules Coordinator

Public Utility Commission of Texas

Filed: October 9, 1998



Notice is given to the public of an application filed with the Public Utility Commission of Texas on October 8, 1998 to introduce new or modified rates or terms pursuant to P.U.C. Substantive Rule §23.25, *Procedures Applicable to Chapter 58-Electing Incumbent Local Exchange Companies (ILECs)*.

Tariff Title and Number: Notification of Southwestern Bell Telephone Company (SWBT) to Institute Promotional Rates for THE WORKS, The BASICS, or Caller ID Value Package Plus (CVP+) Services Pursuant to Substantive Rule §23.25. Tariff Control Number 19964.

The Application: SWBT is instituting promotional rates for residence customers in Texas, who subscribe to THE WORKS, The BASICS, or CVP+ services between November 2, 1998 and November 28, 1998. During the promotional period, new residence subscribers of THE WORKS, The BASICS, or CVP+ will receive a waiver of installation charges and a one-time monthly credit of \$9.95. Eligible customers are those who do not currently subscribe to one of these packages. There are no retention requirements associated with this offer.

Persons who wish to intervene in this proceeding should contact the Public Utility Commission of Texas, by mail at P.O. Box 13326, Austin, Texas, 78711-3326, or call the commission's Office of Customer Protection at (512) 936-7120 by October 30, 1998. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission at (512) 936-7136.

TRD-9815976

Rhonda Dempsey

Rules Coordinator

Public Utility Commission of Texas

Filed: October 12, 1998

